

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

TEODORA VELAZQUEZ, et al.,

No. C-13-1404 MMC

Plaintiffs,

**ORDER DENYING AS MOOT MOTION  
TO DISMISS INITIAL COMPLAINT AND  
MOTION TO SEVER CLAIMS ALLEGED  
IN INITIAL COMPLAINT**

v.

WASTE MANAGEMENT NATIONAL  
SERVICES, INC., et al.,

Defendants.

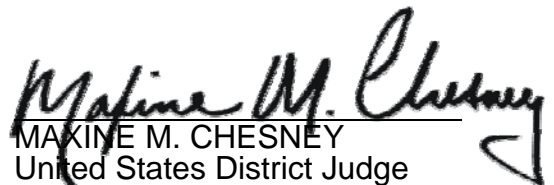
On April 5, 2013, defendants filed two motions: (1) a motion to dismiss plaintiffs' initial complaint, and (2) a motion to sever certain claims from the initial complaint. On April 26, 2013, plaintiffs filed a First Amended Complaint.

"[A]n amended pleading supersedes the original, the latter being treated thereafter as non-existent." Bullen v. De Bretteville, 239 F.2d 824, 833 (9th Cir. 1956), cert. denied, 353 U.S. 947 (1957).

Accordingly, defendants' motion to dismiss the initial complaint and defendants' motion to sever claims from the initial complaint are hereby DENIED as moot.

**IT IS SO ORDERED.**

Dated: May 13, 2013

  
MAKINE M. CHESNEY  
United States District Judge